



Serial No.: 10/797,956

Docket No.: 772204-0006-0002 (formerly 000409-0167)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor(s) : Larry Wittmeyer, Jr.  
Serial No. : 10/797,956  
Filing Date : March 11, 2004  
Title : Multi-functional Stack Of Repositionable Sheets  
  
Group/Art Unit : 1772  
Examiner : Nasser Ahmad  
Confirmation No. : 4878

Docket No. : 772204-0006-0002 (formerly 000409-0167)

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

DECLARATION OF LARRY E. WITTMAYER, JR. UNDER 37 C.F.R. § 1.132

Dear Sir:

I, Larry E. Wittmeyer, Jr., declare as follows:

1. I am a citizen of the United States residing at 24 O Street, Lake Lotawana, Missouri 64086, United States of America.

2. I am the inventor of the present invention which is the subject of the above-referenced patent application.

3. I have been involved in various aspects of the printing, paper and adhesive products industries for nearly 40 years. I began working specifically with repositionable adhesive products in or around 1986 in conjunction with my family printing business. At that time, my focus was on developing techniques for the efficient production of repositionable notepad products. I later sold my business and began working for Adams Business Forms aka Cardinal Brands Inc. as Vice President of Research and Development. In that capacity I was involved in the development and marketing of a variety of repositionable paper products sold throughout major office supply super stores and national chains.

Certificate of Mailing Under 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

Date:

Signature:

Printed Name:

The Director is hereby authorized to charge any additional amount required, or credit any overpayment, to Deposit Account No. 19-4409.

DH03/772204.0006\_0002/8521490.1

03/19/2008 4:40PM (GMT-05:00)

Serial No.: 10/797,956


Docket No.: 772204-0006-0002 (formerly 000409-0167)

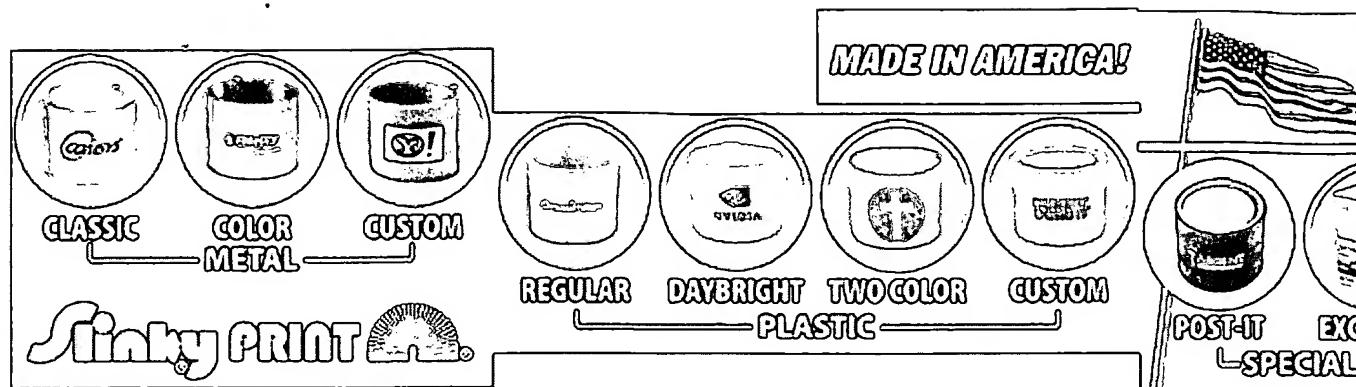
4. During the course of my career, I have acquired extensive knowledge and experience in relation to paper and adhesive products utilized in the office products, stationery, and hobby/crafts industries. Of particular import to the present invention, I have acquired extensive knowledge and experience in relation to repositionable paper products such as repositionable notepads, wherein the paper sheets include an adhesive that enables the sheet to be "repositioned" for adherence to different substrates. Until my conception of the present invention, I was not aware and, based upon my extensive knowledge of the industry, do not believe that any repositionable notepad products were commercially sold or proposed for use as a recreational toy as claimed in the present application. Instead, the products were developed and promoted for use as a notepad wherein the repositionable sheets are separated or removed from the remainder of the pad for subsequent use.

5. Products embodying the present invention were first made commercially available in 2004. These products were promoted for use as a notepad and a recreational toy as claimed in the present application. Upon initial introduction of the products to the marketplace, a number of buyers for office products, stationery, and hobby/craft stores informed me that they considered the idea of utilizing repositionable notepads as a recreational toy as claimed in the present application to be a unique and innovative concept.

6. I have recently learned that, after the commercial launch of products embodying my invention, 3M, a major manufacturer and seller of repositionable notebooks, began promoting a round repositionable notepad in combination with the Slinky® brand. A sample advertisement is attached hereto.

7. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any patent issuing from this patent application.

Date: 3-19-08By:   
Larry E. Wittmeyer, Jr.

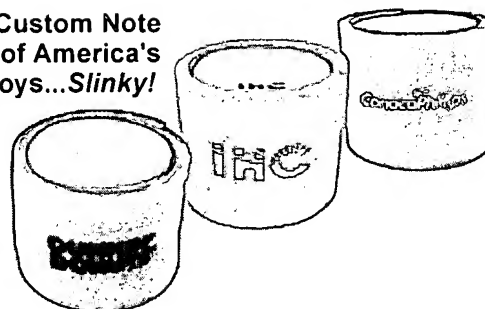


## Post-It Slinkys

**Two Brands Are Better Than One!**



Combine Post-It Custom Note Pads with one of America's favorite toys... Slinky!



- 3 inch circular note pad.
- 600 sheet count.
- Client's logo or graphic in background. Up to four imprinted colors



- Corporate, Team or School colors available.
- Two Pantone color matches on company name/logo.
- Shrink-wrapped.

**Slinky**

**Specifications:** Height: 3.00 in.  
Diameter: 3.75 in.  
Weight: 15 oz.

**New Minimum Levels For Post-It Slinkys**

Slinkys available in Standard Solid or Daybright colors.

<b>2V</b>	<b>500</b>	<b>1,000</b>
<b>Price</b>	<b>11.20</b>	<b>9.82</b>

Slinkys available in Custom Colors, as well as Standard Solid and Daybright colors.

<b>4V</b>	<b>2,500</b>	<b>5,000</b>	<b>10,000</b>	<b>25,000</b>
<b>Price</b>	<b>8.48</b>	<b>7.86</b>	<b>7.49</b>	<b>7.37</b>

[Welcome](#) : [Order Info](#) : [Art Info](#) : [Contact Us](#)  
[Metal Slinkys](#) : [Plastic Slinkys](#) : [Post-It Slinkys](#) : [Exclusive Items](#)  
[History of Slinky](#) : [Success Stories](#) : [Ten Reasons](#) : [Slinky Thesaurus](#) : [Change is like a Slinky](#)  
[Slinky E-News](#) : [Photo Album](#)

**ASI/87667 PPAI#175005**

The designs displayed on this site are not available for sale and do not imply endorsement of any products. Logo-bearing merchandise can only be purchased through the company to which the logo belongs.